

# Washington State Criminal Sentencing Task Force Meeting

May 5, 2022

10:00am-4:00pm

Hybrid Meeting: In-Person and Via ZOOM

# Agenda

## Agenda

- Task Force Introductions and Updates
- Revisit Three Policy Goals
- Discuss The Road Ahead: Until Consensus & After Consensus
- Generate List of Important Conversations
- Begin Important Conversations

# Agenda

**9:30am**

Coffee and Informal  
Conversation

**10:00am**

Welcome and Agenda Review

**10:10am**

Introductions & Updates

**10:45am**

Discussion: Revisiting the 3  
Policy Goals in Relation to the  
Sentencing Guidelines Grid  
Scope of Work

**11:30am**

BREAK

**11:45am**

The Road Ahead: Before and  
After Consensus

**12:15pm**

LUNCH

**1:15pm**

Road Ahead, Cont. Discussion

**2:30pm**

BREAK

**2:45pm**

Road Ahead: Important  
Conversations

**3:20pm**

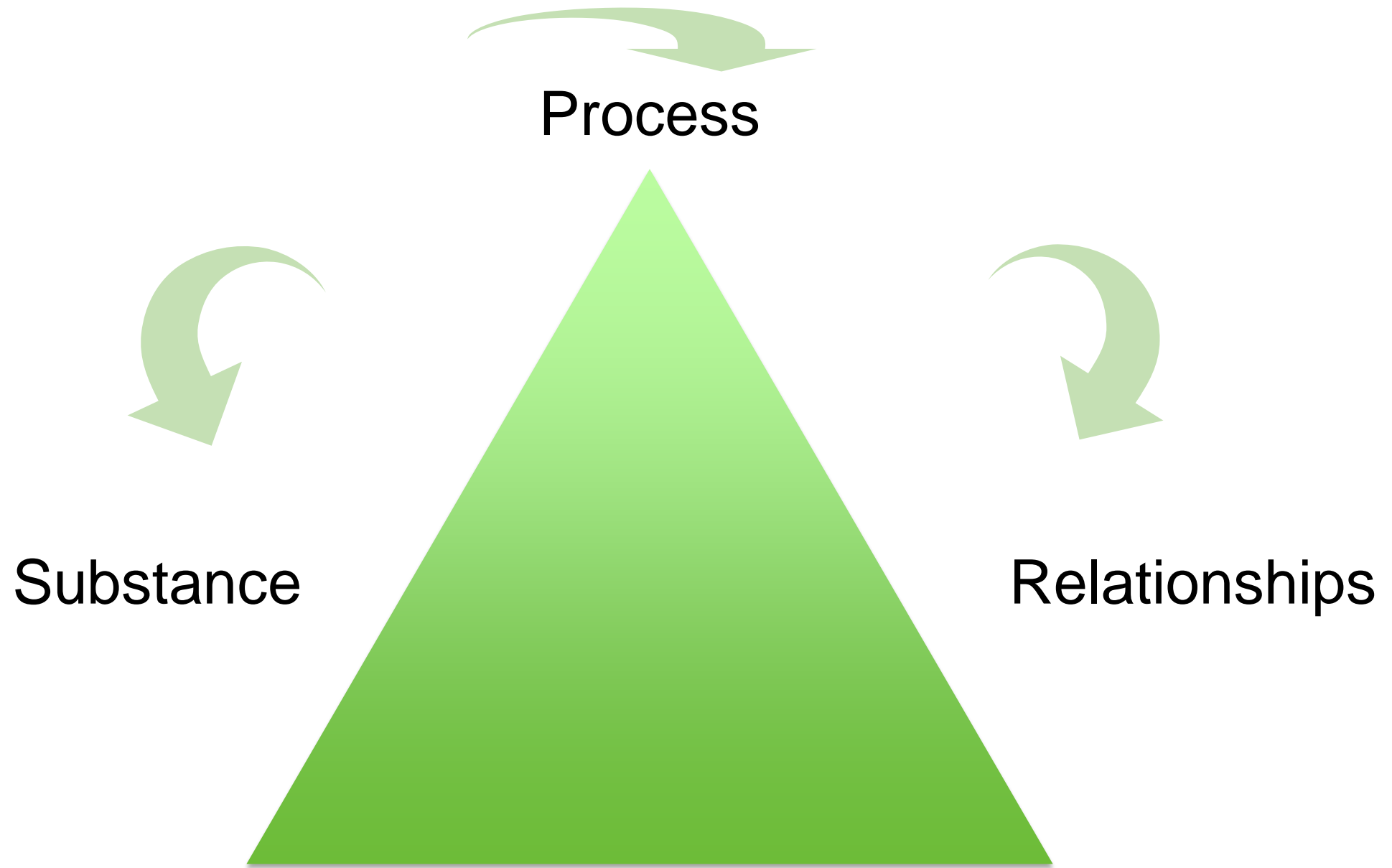
Public Questions & Comments

**3:40pm**

Recap, Action Items, & Closing  
Reflections

**4:00pm**

Adjourn



## Hybrid Meeting Groundrules

# In the Puyallup Room

**Avoid Side Conversations:** avoid cross-talks and impromptu side conversations as they can be audibly distracting and confusing to your remote colleagues.

**Speak Clearly:** There are mics around the room but to ensure those in the Zoom room can hear, please speak up.

**Mute Electronic Devices**

**Reminder, you are on camera and this meeting is being recorded.**

# Hybrid Meeting Groundrules

## In the ZOOM Room

**Mute your audio:** Whether you've joined by phone or video, please mute your audio until just before it's your turn to speak. That helps improve the sound quality for everyone. You can mute/unmute by clicking on the microphone icon or by holding down the space bar.

**If you cannot hear people speaking in the room, please let your Zoom facilitator, Maggie Counihan know.**

**Camera's On (if doable):** Strongly encourage camera's on so those both in-person and virtual can see everyone who is present and participating. everyone to join by video. Personal presence is important for collaborative group meetings, and even more critical for these hybrid meetings.

**Gallery view:** We ask that you select gallery view (in the top left corner of your computer screen), so you can see everyone in both rooms.

**Zoom Chat Reminder:** We have disabled the private chat function to adhere to your groundrule of no side conversations.

**\*\*\*If you want to chat to the facilitators or pass along info to the Task Force, please send a chat message to Maggie Counihan.**

10:10 -  
10:45am

## Task Force Introductions & Opening Reflection

- **Members and Alternates:** Please state name, affiliation, and constituency you represent.
- **Then in 1-2 sentences respond to the following:**

*Imagine this is your last meeting as a Task Force. Your work is complete. You believe the work you all have done together has been successful.*

*In 1-2 sentences what does that look like to you? Or what is one thing that this Task Force has accomplished?*

# Task Force Groundrules

## Criminal Sentencing Task Force Groundrules

- **Be Respectful**
  - **One person speaks at a time; listen when others are speaking, avoid interrupting and side conversations.**
  - Keep comments brief so everyone gets a chance to share their thoughts. Avoid dominating the discussion.
  - Hear and respect all opinions.
  - Silence cell phones and refrain from using laptops during the meeting, except to take notes.
- **Be Constructive**
  - **Acknowledge that all participants bring with them legitimate purposes, goals, concerns, and interests, whether or not you are in agreement with them.**
  - Openly explore issues.
  - **Act in “good faith,” seeking to resolve conflicts and identify solutions.**
  - **State concerns and interests clearly, listen carefully to and assume the best in others. Leave negative assumptions and attitudes at the door.**
  - Share comments that are solution focused, rather than repeating past discussions.
  - It’s OK to disagree, it is not OK to make personal attacks.
  - Minimize the use of jargon and acronyms, define and explain when used.
  - Work towards consensus. Be willing to compromise.
  - Ask for clarification when uncertain of what another person is saying. Ask questions rather than make assumptions.
- **Be Productive**
  - Begin and end meetings on time.
  - Respect time constraints.
  - Adhere to the agenda as much as possible, focusing on the subject at hand.



# CSTF 3 Policy Goals:

In 2019, the Legislature established the Washington State Criminal Sentencing Task Force (Task Force) to review state sentencing laws, including a consideration of the Sentencing Guidelines Commission's (SGC) 2019 report, and develop recommendations for the purpose of:

- a) Reducing sentencing implementation complexities and errors;
- b) Improving the effectiveness of the sentencing system; and
- c) Promoting and improving public safety.

10:10 -  
10:45am

## Task Force Updates

- Co-Chair Updates
- Updates from Facilitation Team
- Working Groups Updates:
  - Sentencing Alternatives Work Group
  - Sentencing Grid Subgroup

10:45 -  
11:30am

## Discussion:

### **Revisiting the 3 Policy Goals in Relation to the Sentencing Guidelines Grid (Task Force Scope of Work)**

- The Task Force's scope of work for 2021-2022 is the sentencing guidelines grid. Task Force members and alternates will respond to the questions and discuss as they relate to the sentencing guidelines grid.

# CSTF 3 Policy Goals:

In 2019, the Legislature established the Washington State Criminal Sentencing Task Force (Task Force) to review state sentencing laws, including a consideration of the Sentencing Guidelines Commission's (SGC) 2019 report, and develop recommendations for the purpose of:

- a) Reducing sentencing implementation complexities and errors;
- b) Improving the effectiveness of the sentencing system; and
- c) Promoting and improving public safety.

# Members and Alternates in Puyallup

*On separate sticky notes for each of the 3 policy goals, write your responses to the following questions, and then post on the wall.*

*When finished, stay up at the wall and read what others posted.*

1

## Reducing Sentencing Implementation Complexities and Errors

- What are the implementation complexities and errors associated with the sentencing guidelines grid that need to be addressed?
- Why?
- Ideas about how to address?

2

## Improving the Effectiveness of the Sentencing System

- What aspects of the sentencing grid need improvement/are not effective?
- Ideas for how to address?
- How will it improve the overall effectiveness of the system?

3

## Promoting and Improving Public Safety

- How does your constituency define public safety?
- What specific improvements to the sentencing grid would promote public safety?
- Explain why/how.

# Members and Alternates on ZOOM

## Instructions

1. Maggie will provide you with a link to a google document. Click on the link.
2. In the document you will see three pages (slides). There is one for each of the three policy goals questions.
3. On the page, click and 'hold' on one of the sticky notes.
4. Move it to another space.
5. Double click on it to enter text.
6. Enter your first name + a brief answer to the questions.

12:45pm -1:00

**BREAK**

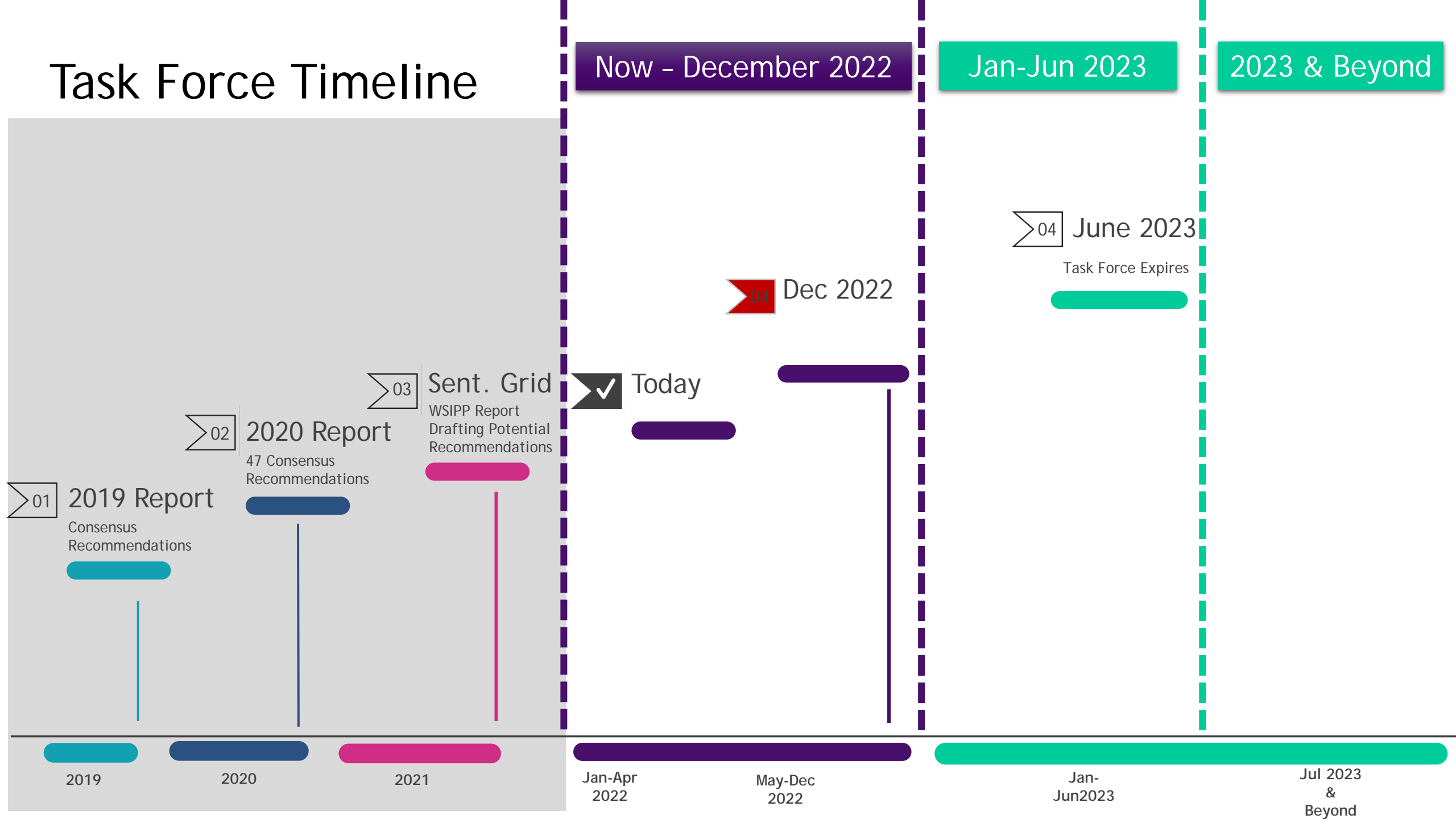
11:45am -  
12:15pm

## **ROAD AHEAD: BEFORE CONSENSUS & AFTER CONSENSUS**

- Review Workplan
- What's Possible Discussion: Now-December
- What's Possible Discussion: After consensus, 2023 and beyond



# Task Force Timeline



## Full Participation and Cooperation

- Everyone participates, not just the vocal few
- Opposing viewpoints are allowed to co-exist in the room
- Work together to achieve collective—and respective—goals
- Appreciate experience and expertise while also welcoming new input
- No coercion, manipulation, or threats

## Shared Responsibility

- Everyone (including facilitator) takes responsibility for themselves and their participation.
- Everyone also helps support the group – draw each other out with supportive questions.
  - Everyone takes responsibility for both the content and the process of making decisions together.

## Values of Consensus Decision-Making

## Mutual Understanding

- Share all relevant information
- Listen to feelings as well as ideas
- Be willing to reconsider your own thinking, in the light of new information
- Allow for independent validation of assumptions
- Be open to the possibility of transformation
- Focus on common purpose
- Try to understand other's reasoning – even when that reasoning leads to a conclusion you do not agree with.

## Inclusive Solutions

- Strive to turn either/or problems into both/and solutions
  - Work to foster a win/win attitude
  - Move away from either/or thinking, toward creative possibilities
- Inclusive solutions are wise solutions. The wisdom emerges from integrating everyone's perspectives and needs. An inclusive solution often involves the discovery of an entirely new option.

# Task Force Consensus Decision-Making

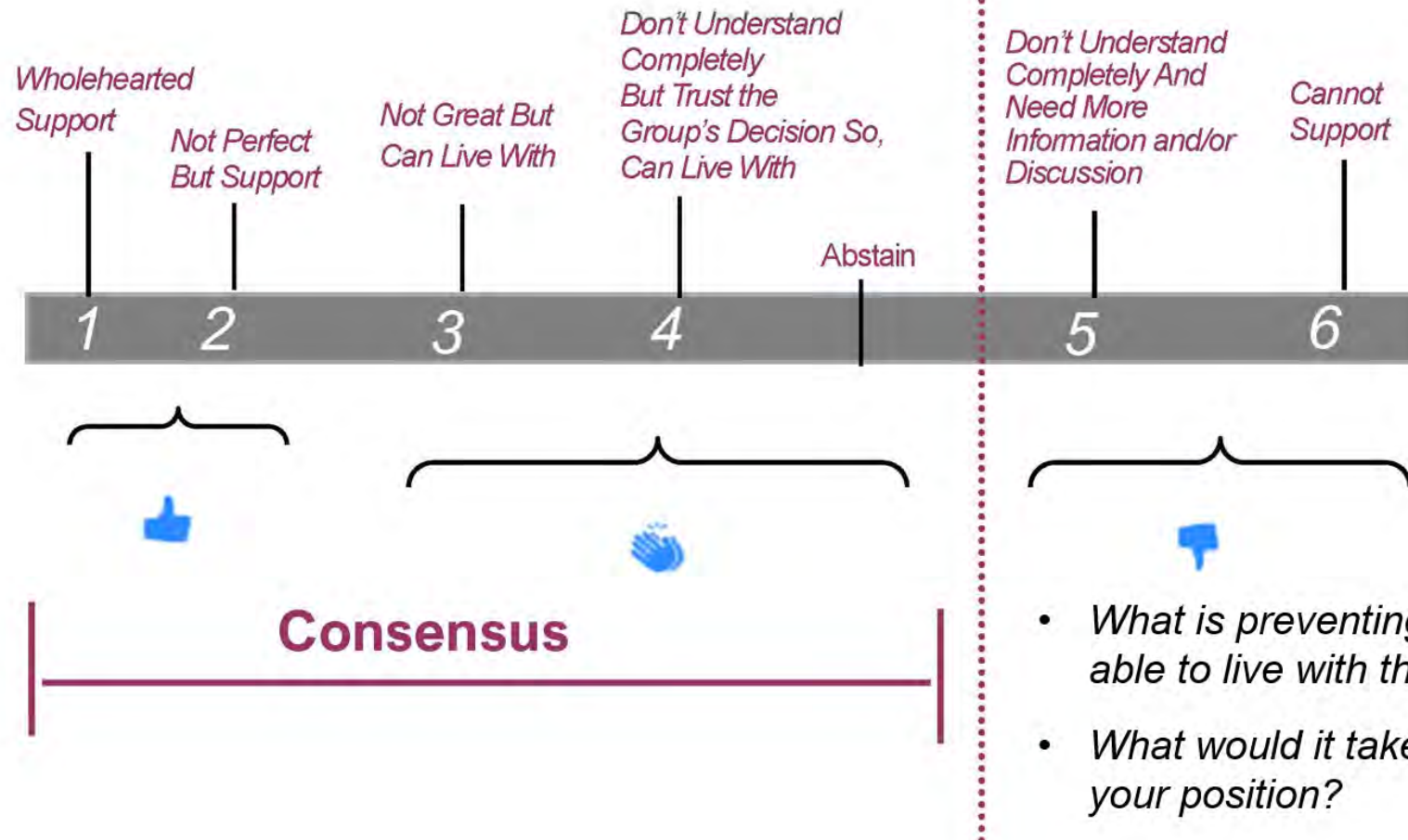
## Consensus Defined

The Task Force operates under the following definition of consensus:

*Consensus means that each Task Force member can say: (1) I was a respected member of the group that considered the decision; (2) my ideas (opinions, knowledge, concerns, beliefs, hopes) were listened to; (3) I listened to the ideas (opinions, knowledge, concerns, beliefs, hopes) of others; and (4) I can support the decision of the group, even though I might have made a different decision had I acted alone.*

This consensus can be conveyed via a thumbs up (*I support this option*), thumbs sideways (*I can live with this option for the good of the group and the process*) or thumbs down (*I cannot live with this option*). If a member is thumbs down, that member is expected to provide a proposal that legitimately attempts to achieve the interest of the constituency they represent and the interests of the other members. All members will seek solutions that allow those thumbs to move to up or sideways.

## Gradients of Agreement



*Consensus is not voting. Voting is a power-based approach that results in a yes or a no – majority are winners and minority are losers.*

- *What is preventing you from being able to live with the recommendation?*
- *What would it take for you to change your position?*



# 2019 Recap

- Met monthly from September – December 2019 for full-day meetings.
- Developed & agreed on groundrules, operating procedures, consensus definition and process, and appointed 3 co-chairs.
- Reviewed a schematic map of the system, generated dozens of specific suggestions toward the 3 policy goals, and created two workgroups to discuss solutions.
- Achieved consensus on recommendations:
  - The default for multiple supervision terms should be concurrent rather than consecutive.
  - Implement positive incentives to individuals on supervision (Compliance Credit).

## Criminal Sentencing Task Force - 2020 Meetings

### JAN

09 CSTF  
24 SEWG  
28 RWG

### FEB

06 CSTF  
25 SEWG

### MAR

05 RWG  
19 SEWG  
19 RWG

### APR

06 GRID  
16 CSTF  
23 GRID  
27 RWG  
30 GRID

### MAY

07 CSTF  
13 GRID  
19 SEWG  
26 GRID  
29 RWG

### JUN

02 GRID  
04 CSTF  
09 GRID  
10 SEWG  
15 RWG  
16 GRID  
23 GRID  
24 SEWG  
29 GRID  
30 GRID

### JUL

07 GRID  
08 SEWG  
09 CSTF  
13 RWG  
14 GRID  
21 GRID  
22 SEWG  
27 RWG  
28 GRID

### AUG

04 GRID  
05 SEWG  
06 CSTF  
10 RWG  
11 GRID  
18 GRID  
19 SEWG  
24 RWG  
25 GRID

### SEP

01 GRID  
02 SEWG  
03 RWG  
08 GRID  
10 CSTF  
15 GRID  
16 SEWG  
17 CSTF  
21 RWG  
22 GRID  
29 GRID  
30 SEWG

### OCT

01 CSTF  
06 GRID  
13 GRID  
15 CSTF  
20 GRID  
27 GRID

### Nov

03 GRID  
05 CSTF  
10 GRID  
17 GRID  
19 CSTF

### DEC

01 GRID  
03 CSTF  
08 GRID  
15 GRID  
17 CSTF

CSTF = Criminal Sentencing Task Force  
SEWG = Sentencing Effectiveness Working Group  
RWG = Reentry and Reducing Recidivism Working Group  
GRID = Sentencing Grid Subgroup

# 2020 Recap

To start with there were two working groups:

1. Sentencing Effectiveness Working Group
2. Reentry and Reducing Recidivism Working Group

*Then*

The Sentencing Effectiveness Working Group created a subgroup that would focus specifically on the sentencing guidelines grid.

3. Sentencing Grid Subgroup

# Criminal Sentencing Task Force Consensus Process

## Presentation and Discussion

### Working Groups Draft Potential Recommendations

- Meet between meetings to draft potential recommendations that meet all Task Force members needs.

### Full Task Force Dialogue, Input, and Temp Checks

- Working Groups present potential recommendations (1st, 2nd, 3rd offers) to full Task Force over multiple meetings.
- Task Force discusses and provides input.
- Consensus Temperature checks.

### Working Groups Refine

- Working Groups take input from full Task Force and refine potential recommendations to meet needs of all members.

## Deliberation

### Proposed Recommendation

Facilitation Team will read the proposed recommendation.

### 1st Test for Consensus

Do all members support or can live with?

No

Yes

### Discussion and Modify

Address concerns  
Modify to better serve the whole group

### 2nd Test for Consensus

Do all members support or can live with?

No

Yes

CONSENSUS

Capture Pros and Cons in Final Report

Add to 2021 Workplan





# Washington State Criminal Sentencing Task Force

December 2020 Report

Prepared for:  
The Washington State Governor and the Washington State Legislature

<b>2020 Consensus Recommendations</b>	<b>14</b>
Sentencing Grid Research for Data Driven Decision Making in 2021	14
Recommendation 1	15
<b>Diversion and Alternatives to Incarceration</b>	<b>15</b>
Recommendation 2	15
Recommendation 3	15
Recommendation 4	16
Recommendation 5	16
Recommendation 6	17
Recommendation 7	17
<b>Review and Consolidation of Statutes and Systems</b>	<b>17</b>
Recommendation 8 (Partial Consensus)	18
Recommendation 9	18
Recommendation 10	19
<b>Pre-Sentence Investigations</b>	<b>19</b>
Recommendation 11	19
<b>Enhancements and Sentence Reforms</b>	<b>20</b>
Recommendation 12	21
Recommendation 13	22
Recommendation 14	22
Recommendation 15	23
<b>Earned Release Time</b>	<b>23</b>
Recommendation 16	24
Recommendation 17	24
<b>Community Supervision</b>	<b>24</b>
Recommendation 18	25
Recommendation 19	25
Recommendation 20	25
Recommendation 21	26
Recommendation 22	26
<b>Roles for Victims and Survivors in Release and Reentry</b>	<b>26</b>
Recommendation 23	27
Recommendation 24	27
Recommendation 25	28
Recommendation 26	28
Recommendation 27	29
<b>Rehabilitative Services and Programs</b>	<b>29</b>
Recommendation 28	29
Recommendation 29	29
Recommendation 30	30
Recommendation 31	30
Recommendation 32	30
Recommendation 33	31
Recommendation 34	31
Recommendation 35	31
Recommendation 36	32
Recommendation 37	32
Recommendation 38	32
Recommendation 39	33
<b>Legal Financial Obligations Relief</b>	<b>33</b>
Recommendation 40	34
Recommendation 41	34
Recommendation 42	35
Recommendation 43	35
Recommendation 44	36
Recommendation 45	36
Recommendation 46 (Partial Consensus)	36
Recommendation 47	37

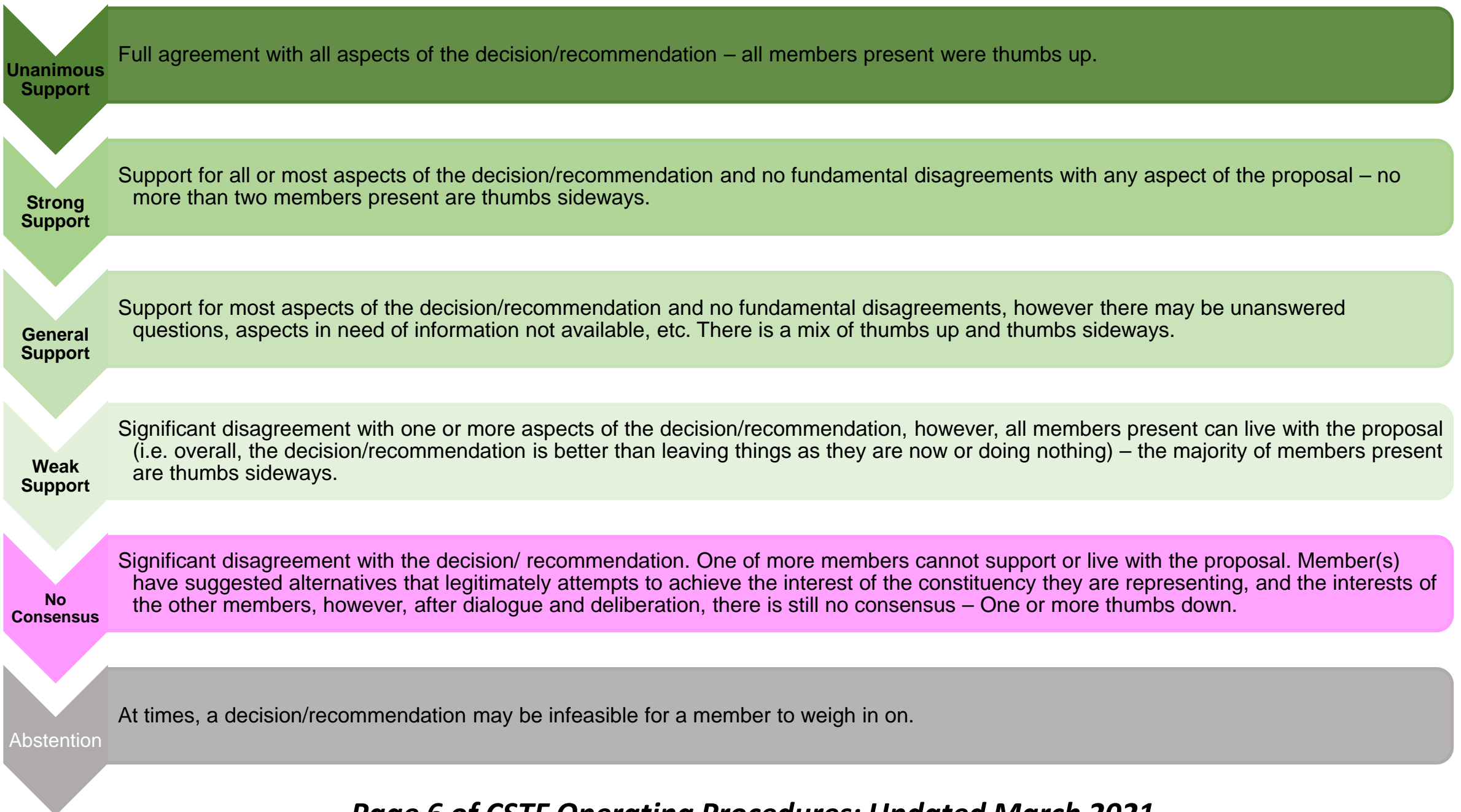


# CSTF Scope of Work for 2021- 2022

## The Sentencing Guidelines Grid

Washington State's Felony Sentencing Guidelines Grid with Midpoint and Sentence Ranges (RCW 9.94A.510)

	Criminal history score (CHS)									
	0	1	2	3	4	5	6	7	8	9+
XVI	Life sentence without parole/death penalty for individuals at over the age of 18. For those under the age of 18, a term of 25 years to life.									
XV	280 m	291.5 m	304 m	316 m	327.5 m	339.5 m	364 m	394 m	431.5 m	479.5 m
XIV	240 - 320	250 - 333	261 - 347	271 - 361	281 - 374	291 - 388	312 - 416	338 - 450	370 - 493	411 - 548
XIII	171.5 m	184 m	194 m	204 m	215 m	225 m	245 m	266 m	307 m	347.5 m
XII	123 - 220	134 - 234	144 - 244	154 - 254	165 - 265	175 - 275	195 - 295	216 - 316	257 - 357	298 - 397
XI	143.5 m	156 m	168 m	179.5 m	192 m	204 m	227.5 m	252 m	299.5 m	347.5 m
X	123 - 164	134 - 178	144 - 192	154 - 205	165 - 219	175 - 233	195 - 260	216 - 288	257 - 342	298 - 397
IX	108 m	119 m	129 m	140 m	150 m	161 m	189 m	207 m	243 m	279 m
VIII	93 - 123	102 - 136	111 - 147	120 - 160	129 - 171	138 - 184	162 - 216	178 - 236	209 - 277	240 - 318
VII	90 m	100 m	110 m	119 m	129 m	139 m	170 m	185 m	215 m	245 m
VI	78 - 102	86 - 114	95 - 125	102 - 136	111 - 147	120 - 158	146 - 194	159 - 211	185 - 245	210 - 280
V	59.5 m	66 m	72 m	78 m	84 m	89.5 m	114 m	126 m	150 m	230.5 m
IV	51 - 68	57 - 75	62 - 82	67 - 89	72 - 96	77 - 102	98 - 130	108 - 144	129 - 171	149 - 198
III	36 m	42 m	47.5 m	53.5 m	59.5 m	66 m	89.5 m	101.5 m	126 m	150 m
II	31 - 41	36 - 48	41 - 54	46 - 61	51 - 68	57 - 75	77 - 102	87 - 116	108 - 144	129 - 171
I	24 m	30 m	36 m	42 m	47.5 m	53.5 m	78 m	89.5 m	101.5 m	126 m
	21 - 27	26 - 34	31 - 41	36 - 48	41 - 54	46 - 61	67 - 89	77 - 102	87 - 116	108 - 144
	17.5 m	24 m	30 m	36 m	42 m	47.5 m	66 m	78 m	89.5 m	101.5 m
	15 - 20	21 - 27	26 - 34	31 - 41	36 - 48	41 - 54	57 - 75	67 - 89	77 - 102	87 - 116
	13m	18m	2y	2y 6m	3y	3y 6m	4y 6m	5y 6m	6y 6m	7y 6m
	12+ - 14	15 - 20	21 - 27	26 - 34	31 - 41	36 - 48	46 - 61	57 - 75	67 - 89	77 - 102
	9m	13m	15m	17.5 m	25.5 m	38 m	47.5 m	59.5 m	72 m	84 m
	6 - 12	12+ - 14	13 - 17	15 - 20	22 - 29	33 - 43	41 - 54	51 - 68	62 - 82	72 - 96
	6m	9m	13m	15m	17.5 m	25.5 m	38 m	50 m	61.5 m	73.5 m
	3 - 9	6 - 12	12+ - 14	13 - 17	15 - 20	22 - 29	33 - 43	43 - 57	53 - 70	63 - 84
	2m	5m	8m	11m	14m	19.5 m	25.5 m	38 m	50 m	59.5 m
	1 - 3	3 - 8	4 - 12	9 - 12	12+ - 16	17 - 22	22 - 29	33 - 43	43 - 57	51 - 68
		4m	6m	8m	13m	16m	19.5 m	25.5 m	38 m	50 m
	0 - 90 days	2 - 6	3 - 9	4 - 12	12+ - 14	14 - 18	17 - 22	22 - 29	33 - 43	43 - 57
			3m	4m	5.5m	8m	13m	16m	19.5 m	25.5 m
	0 - 60 days	0 - 90 days	2 - 5	2 - 6	3 - 8	4 - 12	12+ - 14	14 - 18	17 - 22	22 - 29



The goal is for all members to be in unanimous, strong, or general support.

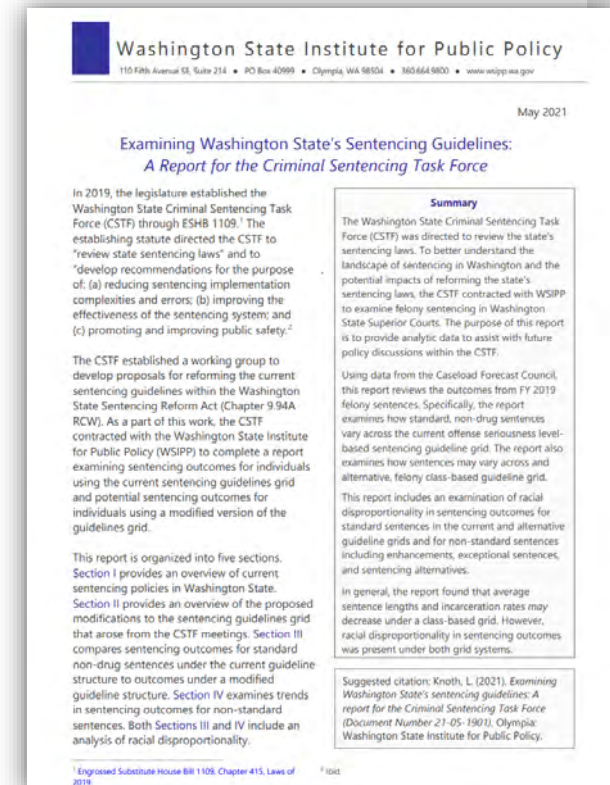
In the situation of weak support, members may submit in writing to the facilitation team and the co-chairs for inclusion in the 2021 report, the reasoning behind their constituency being able to “live with” the decision and alternative options or language that would have addressed their constituencies concerns.

In situations when there is no consensus, members not in support will submit in writing to the facilitation team and the co-chairs the reasoning behind their constituency being unable to “live with” the decision and alternative options or language that would have addressed their constituencies’ concerns.

## **Page 6 of CSTF Operating Procedures: Updated March 2021**

# WSIPP Report for the CSTF

- Recommended by Task Force **(Rec 1 of 2020 CSTF Report)**
- Examined sentencing outcomes for individuals using current sentencing guidelines grid and potential outcomes for individuals using a modified version of the guidelines grid.
- Report purpose: to provide analytic data to assist Task Force in discussions that began in May 2021 about potential changes to the sentencing guidelines grid.
- WSIPP presented report & findings to the Task Force on May 6, 2021



# Vertical Axis: Offense Serious Level

# Horizontal Axis: Criminal History Score

	U	1	2	3	4	5	6	7	8	9+										
	Life Sentence without parole/death penalty for defendants at or over the age of 18 years to Life										5									
XVI											48									
XV	240	320	250	333	261	347	271	361	281	374	291	3	48							
XIV	12							254	165	265	175	2	97							
XIII	12							205	165	219	175	2	97							
XII	9							160	129	171	138	1	18							
XI	7							136	111	147	120	1	30							
X	5							89	72	96	77	1	98							
IX	3							61	51	68	57		71							
VIII	2							48	41	54	46		44							
VII	1							41	36	48	41	54	57	75	67	89	77	102	87	116
VI	12							34	31	41	36	48	46	61	57	75	67	89	77	102
V	3							20	22	29	33	43	41	54	51	68	62	82	72	96
IV	3	9	6	12	12.05	14	13	17	15	20	22	29	33	43	43	57	53	70	63	84
III	1	3	3	8	4	12	9	12	12.05	16	17	22	22	29	33	43	43	57	51	68
II	0	3	2	6	3	9	4	12	12.05	14	14	18	17	22	22	29	33	43	43	57
I	0	2	0	3	2	5	2	6	3	8	4	12	12.05	14	14	18	17	22	22	29
Unr	0 - 365 days																			

**Vertical Axis:**

The rows on the grid represent different **Offense Seriousness Levels (OSLs)** and range from 1 to 16. Higher OSLs correspond with longer sentence lengths.

**Horizontal Axis:**

The columns represent different **criminal history scores** and range from 0 to 9+. Criminal history scores are determined using a complex calculation.

## Vertical Axis:

The rows on the grid represent different **Offense Seriousness Levels (OSLs)** and range from 1 to 16. Higher OSLs correspond with longer sentence lengths.

## Horizontal Axis:

The columns represent different **criminal history scores** and range from 0 to 9+. Criminal history scores are determined using a complex calculation.



# **Organized the Components (and Sequenced the Discussions) According to the Grid Axis**

**Presented to CSTF: Aug - Nov 2021**

## **Vertical Axis Components**

- Offense Serious Levels
- Felony class – areas on the grid that exceed stat max
- Statutory minimums
- The “Southwest Corner” of the grid
- Cell ranges
- Exceptional sentence (departures above and below)
- Creating zones
- Sentencing alternatives
- Sentencing for young adults
- Information and data available

**Presented to CSTF: Feb – July 2022**

## **Horizontal Axis Components**

- Methods for Addressing Repeat Violent Offending Behaviors
  - Three strikes laws
  - Two strikes laws
  - Criminal history multipliers
  - Mandatory consecutive sentencing for serious violent offenses
  - Mandatory consecutive sentencing for other offenses
  - Exceptional Sentences: Aggravators and Mitigators
- Criminal History Score
- Sentencing for young adults
- Information and data available

# Vertical Axis Potential Recommendations

## Potential Recommendations 1-5

- # 1: Community Supervision Model
- # 2: Felony Class B no higher than OSL 9 and Felony Class C no higher than OSL 5
- # 3: Addresses sentencing ranges that exceed the statutory maximum for class C and class B felonies
- # 4: Offenses Sunset Committee
- # 5: Ongoing Monitoring and Evaluation of any Changes to the Grid

## Potential Recommendations 6-9:

- # 6: Formulaic approach for OSL 1-5
- #7: 12 months or less, minimum become zero
- # 8: Eliminate straddle Cells
- #9: Keep straddle cells and create a state-funded intermediate sanction zone

## Potential Recommendations # 10-13

- # 10: Eliminate mandatory minimum for Murder 1
- # 11: For aggravated murder 1, change the age for life without parole.
- # 12: Second chance review at 20 years
- # 13: Increasing the number of OSLs
- # 13a: Move Trafficking 1 to OSL 15 with Malicious Explosion of a Substance 1. Move all other offenses up one OSL
- # 13b: Collapse the ranges for Murder 1 for Criminal History Scores 0-4 and 5-9+

## Potential Recommendations # 14

- # 14: Formulaic approach for OSL 6-9



# Horizontal Axis Potential Recommendations as of April 2022

## Potential Recommendations 15

# 15: Eliminate the offense-specific multipliers. And create a new column on the grid for repeat serious violent/violent offending.

## Potential Recommendations 16-18

# 16: Eliminate the aggravated departures that are not required to be pled/proven.

# 17: Create a new column on the grid with a cap on the maximum aggravated departure length

# 18: Create a new column on the grid with the maximum **mitigated** departure length.

## Potential Recommendations 19-25

# 19: Eliminate the mandatory consecutive sentencing for serious violent offenses and make sentences concurrent.

# 20: Eliminate the mandatory consecutive sentencing for serious violent offenses and add an aggravating factor for cases involving serious violent offenses with multiple victims.

# 21: Modify the mandatory consecutive sentencing for serious violent offenses such that it applies only when the offenses are for different victims.

# 22: Eliminate the consecutive sentencing for firearm offenses and make those sentences concurrent.

# 23: Eliminate the mandatory consecutive sentencing for firearms offenses but allow judges discretion to make sentences consecutive.

# 24: Eliminate the mandatory consecutive sentencing for firearms offenses but add aggravating factors that may address the cases with most concern about culpability.

# 25: Modify the mandatory consecutive sentencing laws for firearms offenses such that sentences for different criminal events are consecutive, but sentences for multiple offenses within a single criminal event are concurrent

## Potential Recommendations 26-27a-c

# 26: Change the legal procedure for three-strikes laws to mirror aggravating factors such that the three-strikes must be treated as elements of the crime

#27a: Eliminate and do not replace 3-strikes.

#27b: Replace 3-strikes mandatory sentence with determinate plus - 25 years with opportunity for release.

#27c: Replace 3-strikes mandatory sentence with mandatory minimum 25 years with judicial discretion up to life



# Any Questions About the Past Work Of the Task Force?

- **2019 – Dec 2020**
  - Any questions about past Task Force work?  
Questions from Task Force members that have joined recently?
- **Jan 2021-Now**
  - Any questions?
  - **Homework:** Potential Recommendation Field Guides: Please study, get input from your constituencies, and start putting together what you can support, live with, and what you cannot live with. For what you can't live with, put together proposals that you *could* live with AND that you believe will also meet the needs of the full Task Force.

# Workplan Review Now-December 2022

# Any Questions About the Workplan?

**Goal** was to walk through the work from now to December and **create shared understanding** on the timeline, tasks, and what lies ahead.

Also want feedback on number of meetings, in particular a **2-day meeting in September (Consensus Retreat)**.

## Questions?

- Any observations, questions?
- Anything missing, out of place, any red flags?

# What's Possible Discussion

**Purpose and Goal of Discussion:** dialogue, identify, and create shared understanding, on what is realistically doable and importantly, what is not doable under the timeline of the Task Force. To identify what needs to happen and the actions to be taken now-December, and in 2023 and then beyond.

## **Framework We Will Be Using to Guide Our Discussion**

### **Vision:**

- What needs to happen?
- When: now-Dec? Jan-June? 2023 and beyond?
- And Why?

### **Reality:**

- What is realistically doable?
- By when?

### **Critical Actions/Choices:**

- What are the strategic actions, critical decisions, and/or tradeoffs that need to be made to achieve what is realistically doable?

12:15 - 1:15pm

**LUNCH**

1:15pm -  
2:30pm

## Cont. Discussion: BEFORE CONSENSUS & AFTER CONSENSUS

- What's Possible Discussion: Now-December
- What's Possible Discussion: After consensus, 2023 and beyond

# What's Possible Discussion

**Purpose and Goal of Discussion:** dialogue, identify, and create shared understanding, on what is realistically doable and importantly, what is not doable under the timeline of the Task Force. To identify what needs to happen and the actions to be taken now-December, and in 2023 and then beyond.

## **Framework We Will Be Using to Guide Our Discussion**

### **Vision:**

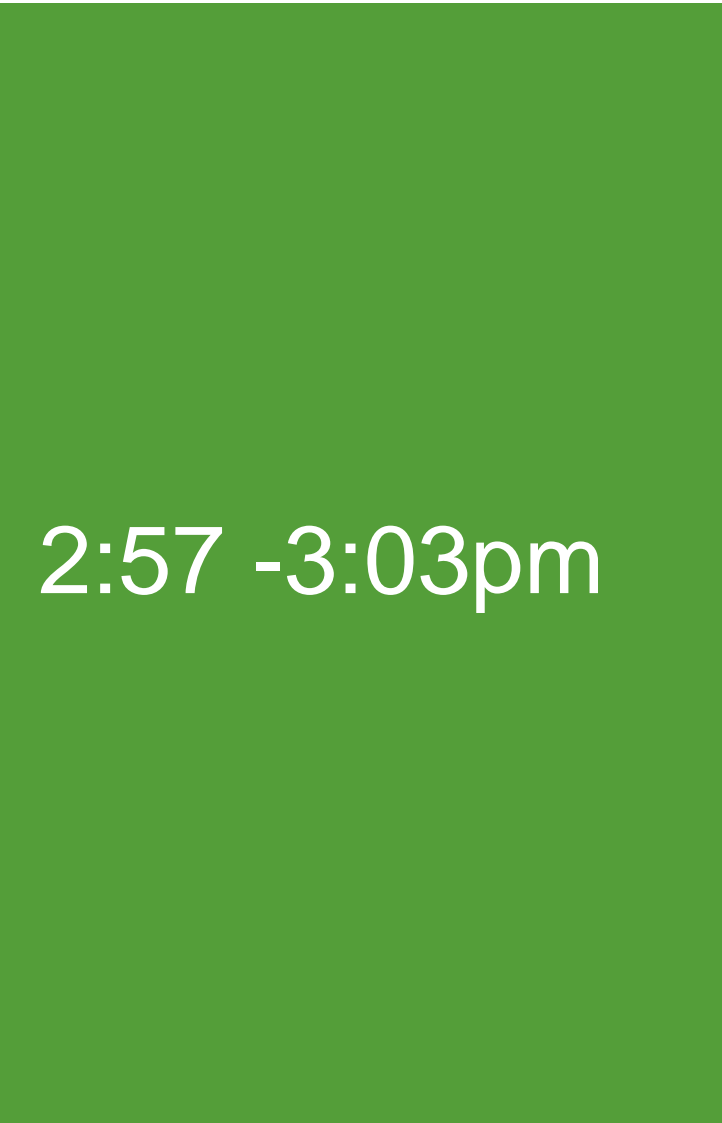
- What needs to happen?
- When: now-Dec? Jan-June? 2023 and beyond?
- And Why?

### **Reality:**

- What is realistically doable?
- By when?

### **Critical Actions/Choices:**

- What are the strategic actions, critical decisions, and/or tradeoffs that need to be made to achieve what is realistically doable?



2:57 -3:03pm

**BREAK**



2:45pm -  
3:20pm

## ROAD AHEAD: IMPORTANT CONVERSATIONS

- Generating List of Important Conversations: Now-December, After consensus, 2023 and beyond

# Important Conversations

**Purpose and Goal:** to identify what conversations AS A FULL GROUP are still needed to be had that are mission critical to the work between now and December. And to identify what conversations will be needed after consensus.

**Outcome and Next Steps:** once a list has been generated and time given for discussion, the Co-Chairs and Facilitation Team will take the list and build it into the workplan and will bring back for discussion at next month's meeting.

# Members and Alternates in Puyallup & Zoom

**Step 1:** Write down your list of important conversations relevant to the work of the Task Force you believe are still needed.

**Step 2:** Of those on your list, which ones do you believe are “mission critical” to the work between now and December? In other words, without having the conversation AS A FULL Group, you believe consensus will not be possible. Can you narrow your list down to 1-2?

**Step 3:** Of your remaining list, are any necessary AS A FULL Group after consensus?

**Step 4:** The Task Force expires on June 30, 2023. Of the items on your list, are any necessary beyond 2023?

3:20 - 3:40pm

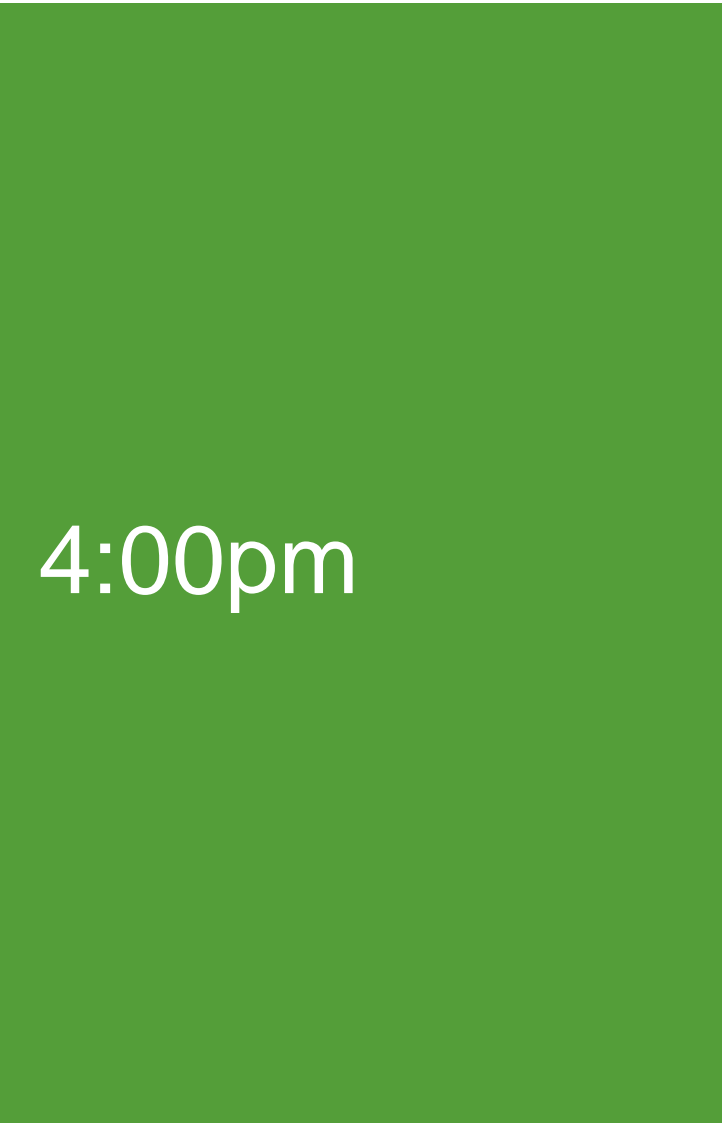
## Public Questions and Comments

# Recap and Action Items

## Closing Reflections

3:40 - 4:00pm

*What are you taking with you from our time together today?*



**ADJOURN**

